

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

WP(C).No. 13927 of 2007(G)

PETITIONER:

ANNAKUTTY, AGED 63 YEARS,
W/O. JOB, KARUKAYIL HOUSE, KARNAKODAM DESOM.

BY ADV. SRI.A.T.ANILKUMAR

RESPONDENTS:

1. CORPORATION OF KOCHI,
REP. BY ITS SECRETARY, PARK AVENUE ROAD, ERNAKULAM.
2. TOWN PLANNING OFFICER,
CORPORATION OF KOCHI, PARK AVENUE ROAD, ERNAKULAM.

BY ADV. SRI.K.ANAND, SC, COCHIN CORPN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 07/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

K.M.JOSEPH, J.

WP.(C) No.13927 of 2007

Dated this the 7th day of June, 2007

JUDGMENT

Petitioner has approached this court praying that there may be a direction to the respondents to acquire the balance extent of 1 cent of land of the petitioner or reduce the extent which is proposed to be taken by the respondents for widening Thammanam-Pullepady Road. Case of the petitioner is that she is a senior citizen and owner of three cents of property. It is her case that she constructed a small building in the property and the same is being used as a shop. Acquisition proceedings were started on either side of Thammanam-Pullepady road for widening the road. She came to know that two cents of property is proposed to be acquired. With the balance of one cent, according to the petitioner, she cannot do anything and it become useless and the property will fetch Rs.19 Lakhs per cent. She may not be able to sell the property to any other person, she contends.

2. I heard learned counsel for the petitioner. It is submitted that the petitioner has approached the respondents and requested them to

acquire the total extent of 3 cents or to reduce the extent of property being taken for road widening.

3. Learned counsel appearing on behalf of the Corporation Sri. K. Anand submits that the case of the petitioner is being considered by the Council and an appropriate decision will be taken by the Council.

In such circumstances, in the light of this submission, the writ petition is disposed of directing the first respondent to take a decision in the matter in accordance with law within a period of one month from the date of receipt of a copy of this judgment.

(K.M. JOSEPH, JUDGE)

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